Form CAFC040 - Property and Debt Statement and Proposed Separation Agreement (For use in Dissolution of Marriage Cases)

| In what Missouri count be filed? | ty will this case | In the Circuit Court of | | MISSOURI |
|---|---|---|---|--|
| What is the case number of the pending case? | | Case Number | | Division Number |
| Answer all o | questions on th | is form complete | ly. | |
| Petitioner's Information | The full name of | the person that filed | this case is: | |
| | (First Name) | (Middle Name) | (Last Name) | (Jr./Sr./III) |
| | | this case and is the lifeld this case and is | | |
| Respondent's Information | The full name of | the person that did N | NOT file this case: | |
| | (First Name) | (Middle Name) | (Last Name) | (Jr./Sr./III) |
| | | | | |
| What does this form cover? | and Part Two per have anything to | tains to spousal sup | port or "maintenand t or custody. Issues | or division of property and debt se." This document does not addressing child support and |
| | | | | |
| What is a Separation Agreement? | and debt and to and your spouse include provision Even if both y bound by it. If th divide all propert | provisions concernin sign this document, as for child custody a rou and your spouse e court finds that you and marital debt, it ty in any manner it c | g maintenance and it is called a "Separ nd child support. have signed the agr ur agreement is "und twill not be approve | e to a distribution of property attorney's fees. If both you ation Agreement." It does not eement, the court is not conscionable" or does not d by the court. The court can may or may not order |
| Ha da l | Van manat list | - II - £ | | de la completa del completa de la completa de la completa del completa de la comp |
| How do I complete Part One of this Form? | the four tables. Use a separa through all rows someone could a | te row for each item that do not contain a | of property or debt. an item of property. | rty and marital debt on one of You should draw a line This is very important because I it. Keep a copy of this |

Part One - Division of Property and Debt

You must answer "Yes" or "No" to each of the following questions.

| Property |
|------------------|
| Owned by |
| Wife |
| (either alone or |
| with anyone else |

| Does Wife own a house, condominium or other real estate? (You should attach a copy of the deed for each item of real estate to this form) | ☐ Yes | ☐ No |
|--|-------|------|
| Does Wife own a car, truck or motorcycle? | ☐ Yes | ☐ No |
| Does Wife own a mobile home, trailer, boat or airplane? | ☐ Yes | ☐ No |
| Does Wife have any bank accounts? | ☐ Yes | ☐ No |
| Does Wife have any right to receive any pension or retirement benefits other than Social Security? | ☐ Yes | □No |
| Does Wife have an IRA or 401(k) or other retirement account? | ☐ Yes | ☐ No |
| Does Wife have any furniture, appliances or other household goods worth more than \$100? | ☐ Yes | □No |
| Does Wife have any jewelry, clothing or other personal items worth more than \$100? | ☐ Yes | □No |
| Does Wife own a business? | ☐ Yes | ☐ No |
| Does Wife own any stocks or bond? | ☐ Yes | ☐ No |
| Does Wife have any life insurance that could be cashed in? | ☐ Yes | ☐ No |
| Does anyone owe Wife any money? | ☐ Yes | ☐ No |
| Does Wife have any lawsuits against anyone? | ☐ Yes | ☐ No |
| Does Wife have any farm equipment, animals or crops? | ☐ Yes | ☐ No |
| Does Wife have any interest in any trusts? | ☐ Yes | ☐ No |
| Does Wife have any other asset or property? | ☐ Yes | ☐ No |

Property
Owned by
Husband
(either alone or
with anyone else)

| Does Husband own a house, condominium or other real estate? (You should attach a copy of the deed for each item of real estate to this form) | ☐ Yes | ☐ No |
|---|-------|------|
| Does Husband own a car, truck or motorcycle? | ☐ Yes | ☐ No |
| Does Husband own a mobile home, trailer, boat or airplane? | ☐ Yes | ☐ No |
| Does Husband have any bank accounts? | ☐ Yes | ☐ No |
| Does Husband have any right to receive any pension or retirement benefits other than Social Security? | ☐ Yes | ☐ No |
| Does Husband have an IRA or 401(k) or other retirement account? | ☐ Yes | ☐ No |
| Does Husband have any furniture, appliances or other household goods worth more than \$100? | ☐ Yes | ☐ No |
| Does Husband have any jewelry, clothing or other personal items worth more than \$100? | ☐ Yes | ☐ No |
| Does Husband own a business? | ☐ Yes | ☐ No |
| Does Husband own any stocks or bond? | ☐ Yes | ☐ No |
| Does Husband have any life insurance that could be cashed in? | ☐ Yes | ☐ No |
| Does anyone owe Husband any money? | ☐ Yes | ☐ No |
| Does Husband have any lawsuits against anyone? | ☐ Yes | ☐ No |
| Does Husband have any farm equipment, animals or crops? | ☐ Yes | ☐ No |
| Does Husband have any interest in any trusts? | ☐ Yes | ☐ No |
| Does Husband have any other asset or property? | ☐ Yes | ☐ No |

If you answered "Yes" to any of the above questions, you must list each item of property in either Table 1 or Table 2 on the following pages.

| TABLE 1. PROPERTY TO BE AWARDED TO WIFE - The following property is to become the sole and separate property of WIFE. | | | | | |
|--|---|---|---|--|--|
| Item of Property | Present Fair Market Value | Is there an amount owed on this property? | Is this marital or nonmarital property? | Party with Possession of this Property | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. | ☐ Marital ☐ Nonmarital ☐ Both | | |

| TABLE 2. PROPERTY TO BE AWARDED TO HUSBAND - The following property is to become the sole and separate property of HUSBAND. | | | | | |
|--|---|--|---|--|--|
| Item of Property | Present Fair Market Value | Is there an amount owed on this property? | Is this marital or nonmarital property? | Party with Possession of this Property | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |
| | (Do not deduct amount owed from this value) | ☐ Yes - List debt in Tables 3 or 4. ☐ No | ☐ Marital ☐ Nonmarital ☐ Both | ☐ Wife ☐ Husband ☐ Other | |

| Debts that | Does Wife owe a mortgage on a house or condominium or land? | ☐ Yes | ☐ No |
|--|--|-----------------------|----------------|
| Wife Owes | Does Wife owe money on a car? | ☐ Yes | ☐ No |
| (either alone or | Does Wife owe money on any credit cards? | ☐ Yes | ☐ No |
| with anyone else) | Does Wife owe any money to any family or friends? | ☐ Yes | ☐ No |
| with anyone cise, | Is Wife currently in a bankruptcy proceeding? (Chapter 7 or Chapter 13) | ☐ Yes | ☐ No |
| | Does Wife owe any medical or dental bills? | ☐ Yes | ☐ No |
| | Does Wife owe any other debts? | ☐ Yes | ☐ No |
| | | | |
| | | | |
| Debts that | Does Husband owe a mortgage on a house or condominium or land? | ☐ Yes | ☐ No |
| Debts that Husband | 5 5 | ☐ Yes | □ No |
| | land? | | _ |
| Husband | land? Does Husband owe money on a car? | Yes | ☐ No |
| Husband Owes (either | land? Does Husband owe money on a car? Does Husband owe money on any credit cards? | ☐ Yes | ☐ No |
| Husband Owes (either alone or with | land? Does Husband owe money on a car? Does Husband owe money on any credit cards? Does Husband owe any money to any family or friends? Is Husband currently in a bankruptcy proceeding? (Chapter 7 or | ☐ Yes☐ Yes☐ Yes☐ Yes☐ | □ No □ No □ No |

If you answered "Yes" to any of the above questions, you must list each item of debt in either Table 3 or Table 4 on the following pages.

What debts should I list on this form?

You should list all loans from any individual, bank, credit card company, credit union, savings and loan association or other lending institution. Include all debts owed by either you or your spouse. Make sure to list all credit cards and any amounts owed pursuant to any bankruptcy or other repayment plans.

Debts that the Wife should pay are to be listed in Table 3 and Debts that the Husband should pay are to be listed in Table 4.

What does "security" mean?

The mortgage on a home is traditionally secured by the home. When you finance the purchase of an automobile, the company that loans you the money is listed on the title to the automobile. They too have a security interest in your car. Usually, a debt is secured by an item of property if the person to whom you owe the money can take the item of property if you fail to pay the debt. The schedules of debt ask you to list any security for that debt. You must also list the property that secures the debt under the property listings.

How do you get the other party's name off of this debt?

This agreement does not affect the rights of the person to whom you or your spouse owe the money. They can still collect the money from both or your spouse.

Each party is to attempt to refinance or obtain the release of any liability of the other party as soon as reasonably practicable after the dissolution of marriage.

TABLE 3. DEBTS TO BE PAID BY WIFE - List all loans from any individual, bank, credit card company, credit union, savings and loan association or other lending institution that are to be paid by WIFE. Wife is to indemnify and hold Husband harmless for all debts listed on Table 3. The creditor's rights to collect these debts from Husband are NOT affected without the consent of the creditor. Wife is to refinance or obtain the release of any liability of Husband on all debts listed in Table 3 as soon as reasonably practicable. What is the security for Item of Debt Current Monthly Marital or Separate this debt, if any? Balance Payment Debt (Who is the money owed to?) (This property should be listed in Table 1 or Table 2) ☐ Marital ☐ Nonmarital Both ☐ Marital ☐ Nonmarital Both ☐ Marital ☐ Nonmarital
☐ Both ☐ Marital ☐ Nonmarital
☐ Both ☐ Marital ☐ Nonmarital ☐ Both ☐ Marital ☐ Nonmarital Both ☐ Marital ☐ Nonmarital Both ☐ Marital ☐ Nonmarital ☐ Both ☐ Marital ☐ Nonmarital Both ☐ Marital ■ Nonmarital ☐ Both ☐ Marital ☐ Nonmarital
☐ Both ☐ Marital ■ Nonmarital Both ☐ Marital ☐ Nonmarital
☐ Both ☐ Marital ☐ Nonmarital
☐ Both

☐ Marital
☐ Nonmarital
☐ Both

TABLE 4. DEBTS TO BE PAID BY HUSBAND - List all loans from any individual, bank, credit card company, credit union, savings and loan association or other lending institution that are to be paid by HUSBAND. Husband is to indemnify and hold Wife harmless for all debts listed on Table 4.

The creditor's rights to collect these debts from Wife are NOT affected without the consent of the creditor. Husband is to refinance or obtain the release of any liability of Wife on all debts listed in Table 4 as soon as reasonably practicable.

| refinance or obtain the release of any liability of | f Wife on all debts | s listed in Table 4 | l as soon as reasonably pr | acticable. |
|---|---------------------|---------------------|--|-------------------------------------|
| Item of Debt (Who is the money owed to?) | Current Balance | Monthly Payment | What is the security for this debt, if any? (This property should be listed in Table 1 or Table 2) | Marital or Separate Debt |
| | | | | ☐ Marital ☐ Nonmarital ☐ Both |
| | | | | ☐ Marital ☐ Nonmarital ☐ Both |
| | | | | ☐ Marital ☐ Nonmarital ☐ Both |
| | | | | ☐ Marital ☐ Nonmarital ☐ Both |
| | | | | ☐ Marital ☐ Nonmarital ☐ Both |
| | | | | ☐ Marital ☐ Nonmarital ☐ Both |
| | | | | ☐ Marital ☐ Nonmarital ☐ Both |
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| | | | | ☐ Marital ☐ Nonmarital ☐ Both |
| | | | | ☐ Marital ☐ Nonmarital ☐ Both |
| | | | | ☐ Marital ☐ Nonmarital ☐ Both |
| | | | | ☐ Marital ☐ Nonmarital ☐ Both |

rovisions

| 1 | Part Two – Maintenance and Other Provisions |
|---------------------------|---|
| What is maintenance? | Maintenance is money paid on a regular schedule by one spouse to the other for support after the dissolution of marriage. It may be for a set period of time or it may be for an indefinite period of time. It usually terminates upon the death of either party or the remarriage of the party receiving maintenance unless the parties agree otherwise. It may or may not be subject to future modification upon a showing of changed circumstances. Maintenance used to be referred to as "alimony." |
| | |
| Maintenance to Wife | ☐ The court lacks jurisdiction to enter any orders with respect to maintenance of Wife. ☐ No maintenance is to be paid to Wife by Husband. This agreement is not subject to modification. ☐ Husband shall pay to Wife the sum of per month as and for maintenance. Said maintenance is subject to modification. Said maintenance shall terminate upon the death of either party, the remarriage of Wife, or at such earlier time as set forth herein. |
| | |
| Maintenance to Husband | ☐ The court lacks jurisdiction to enter any orders with respect to maintenance of Husband. ☐ No maintenance is to be paid to Husband by Wife. This agreement is not subject to modification. ☐ Wife shall pay to Husband the sum of per month as and for |

Wage Withholding for Maintenance

Additional **Provisions**

| |
|------|
| |
| |
| |
| |
| |
| |

☐ Income withholding shall be prepared by the person receiving maintenance and

maintenance. Said maintenance is _____ subject to modification. Said maintenance shall terminate upon the death of either party, the remarriage of

Husband, or at such earlier time as set forth herein.

(Answer only if maintenance is to be paid by either party.)

issued by the Circuit Clerk upon the effective date of this order.

Income withholding shall not issue for the following reason(s):

| I certify under oath that I have given the other party a copy of this Property and De Rule 43.01(d) by: (You MUST check at least ONE of the following five boxes) Serving a copy with the original pleadings herein. Mailing a copy to the other party or his or her attorney on | |
|---|---|
| (Street) | |
| (City) (State) (Zip) | - |
| ☐ Handing a copy to the other party or his or her attorney on | (Date). |
| Sending a copy to the other party or his or her attorney by fax to | (Time) |
| (fax number) on(Date) at Sending a copy via electronic mail to the other party or his or her attorney at | (Time). |
| (Email Address) on | |
| Instructions: The following information MUST be filled in before a notary public. Your Statement of a notary public. | Property and Debt is required to be verified before |
| COUNTY OF) | |
|) ss.) ss.) | |
| STATE OF) | |
| Wife, of lawful age, being duly sworn on her oath, states that that the facts stated in this Statement of Property and Debt are true as belief, and that she agrees with the terms and conditions set forth her Further, Wife states that she executed this Statement of Prop deed. | ccording her best knowledge and ein. |
| • | |
| WIFE – SIGN HERE WIFE – PRINT YOU | R NAME HERE |
| Subscribed and sworn to this day of, 20 |) |
| Notary Public | |
| My Commission Expires: | |
| COUNTY OF) | |
| COUNTY OF) | |
| STATE OF | |
| Husband, of lawful age, being duly sworn on his oath, states therein and that the facts stated in this Statement of Property and Deb knowledge and belief, and that he agrees with the terms and condition Further, Husband states that he executed this Statement of P deed. | t are true according his best ns set forth herein. |
| HUSBAND – SIGN HERE HUSBAND – PRINT | YOUR NAME HERE |
| Subscribed and sworn to this day of, 20 |) |
| | |
| Notary Public | |
| My Commission Expires: | |